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Customs Bulletin

Regulations, Rulings, Decisions, and Notices
concerning Customs and related matters



and Decisions

of the United States Court of Customs and
Patent Appeals and the United States
Customs Court

Vol. 10

OCTOBER 20, 1976

No. 42

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DEPARTMENT OF THE TREASURY

U.S. Customs Service

Customs Bulletin

Regulations, Rulings, Decisions, and Notices
concerning Customs and related matters

and Decisions

of the United States
Court of Customs and
Patent Appeals and the United States

NOTICE

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OCTOBER 20 1976

Vol. 10



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U.S. Customs Service

U.S. Customs Service

(T.D. 76-283)

Foreign currency—Daily rates for countries not on quarterly list

Rates of exchange certified to the Secretary of the Treasury by the Federal Reserve Bank of New York for the Hong Kong dollar, Iran rial, Philippines peso, Singapore dollar, Thailand baht (tical)

DEPARTMENT OF THE TREASURY, OFFICE OF THE COMMISSIONER OF CUSTOMS, Washington, D.C., September 30, 1976.

The Federal Reserve Bank of New York, pursuant to section 522(c), Tariff Act of 1930, as amended (31 U.S.C. 372(c)), has certified the buying rates in U.S. dollars for the dates and foreign currencies shown below. These rates of exchange are published for the information and use of Customs officers and others concerned pursuant to Part 159, Subpart C, Customs Regulations (19 CFR, Subpart C).

Hong Kong dollar:

September 13, 1976	\$0.2034
September 14, 1976	.2035
September 15, 1976	.2040
September 16, 1976	.2041
September 17, 1976	.2040

Iran rial:

September 13, 1976	\$0.0140
September 14, 1976	.0140
September 15, 1976	.0140
September 16, 1976	.0140
September 17, 1976	.0142

Philippines peso:

September 13, 1976	\$0.1345
September 14, 1976	.1345
September 15, 1976	.1345
September 16, 1976	.1345
September 17, 1976	.1340

Singapore dollar:

September 13, 1976	.....	\$0.4060
September 14, 1976	.....	.4063
September 15, 1976	.....	.4064
September 16, 19764066
September 17, 19764065

Thailand baht (tical):

September 13-17, 1976	\$0.0475
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JOHN B. O'LOUGHLIN,

Director,

Duty Assessment Division.

(T.D. 76-284)

Foreign currencies—Certification of Rates

Rates of exchange certified to the Secretary of the Treasury by the Federal Reserve Bank of New York

DEPARTMENT OF THE TREASURY,

OFFICE OF THE COMMISSIONER OF CUSTOMS,

Washington, D.C., September 30, 1976.

The Federal Reserve Bank of New York, pursuant to section 522(c), Tariff Act of 1930, as amended (31 U.S.C. 372(c)), has certified the following rates of exchange which varied by 5 per centum or more from the quarterly rate published in Treasury Decision 76-201 for the following countries. Therefore, as to entries covering merchandise exported on the dates listed, whenever it is necessary for Customs purposes to convert such currency into currency of the United States, conversion shall be made at the following daily rates:

Mexico peso:

September 13, 1976	.....	\$0.0503
September 14, 1976	.....	.0504
September 15, 1976	.....	.0504
September 16, 1976	.....	.0501
September 17, 1976	.....	.0503

Netherlands guilder:

September 15, 1976.....\$0.3857

(LIQ-3)

JOHN B. O'LOUGHLIN,
Director,
Duty Assessment Division.

Netherlands guilder:

(T.D. 76-285)

Foreign currency—Daily rates for countries not on quarterly list

Rates of exchange certified to the Secretary of the Treasury by the Federal Reserve Bank of New York for the Hong Kong dollar, Iranian rial, Philippines peso, Singapore dollar, Thailand baht (tical)

DEPARTMENT OF THE TREASURY,

OFFICE OF THE COMMISSIONER OF CUSTOMS,

Washington, D.C., September 27, 1976.

The Federal Reserve Bank of New York, pursuant to section 522(c), Tariff Act of 1930, as amended (31 U.S.C. 372(c)), has certified the buying rates in U.S. dollars for the dates and foreign currencies shown below. These rates of exchange are published for the information and use of Customs officers and others concerned pursuant to Part 159, Subpart C, Customs Regulations (19 CFR, Subpart C).

Hong Kong dollar:

September 20, 1976.....	\$0.2043
September 21, 1976.....	.2050
September 22, 1976.....	.2050
September 23, 1976.....	.2051
September 24, 1976.....	.2048

Iran rial:

September 20, 1976.....	\$0.0142
September 21, 1976.....	.0142
September 22, 1976.....	.0142
September 23, 1976.....	.0142
September 24, 1976.....	.0141

Philippines peso:

September 20, 1976.....	\$0. 1340
September 21, 1976.....	. 1340
September 22, 1976.....	. 1340
September 23, 1976.....	. 1340
September 24, 1976.....	. 1320

Singapore dollar:

September 20, 1976.....	\$0. 4064
September 21, 1976.....	. 4065
September 22, 1976.....	. 4064
September 23, 1976.....	. 4065
September 24, 1976.....	. 4061

Thailand baht (tical):

September 20-24, 1976.....	\$0. 0475
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(LIQ-3)

JOHN B. O'LOUGHLIN,

Director,

Duty Assessment Division.

(T.D. 76-286)

Foreign currencies—Certification of Rates

Rates of exchange certified to the Secretary of the Treasury by the Federal Reserve Bank of New York

DEPARTMENT OF THE TREASURY,

OFFICE OF THE COMMISSIONER OF CUSTOMS,

Washington, D.C., September 27, 1976.

The Federal Reserve Bank of New York, pursuant to section 522(c), Tariff Act of 1930, as amended (31 U.S.C. 372(c)), has certified the following rates of exchange which varied by 5 per centum or more from the quarterly rate published in Treasury Decision 76-201 for the following countries. Therefore, as to entries covering merchandise exported on the dates listed, whenever it is necessary for Customs purposes to convert such currency into currency of the United States, conversion shall be made at the following daily rates:

Austria schilling:

September 20, 1976.....	\$0. 0570
September 22, 1976.....	. 0570
September 23, 1976.....	. 0571

Mexico peso:

September 20, 1976	\$0.0503
September 21, 1976	.0504
September 22, 1976	.0504
September 23, 1976	.0504
September 24, 1976	.0503

Netherlands guilder:

September 22, 1976	\$0.3868
September 23, 1976	.3859
September 24, 1976	.3864

(LIQ-3)

JOHN B. O'LOUGHLIN,

Director

Duty Assessment Division.

(T.D. 76-287)

Synopses of drawback decisions

DEPARTMENT OF THE TREASURY,

OFFICE OF THE COMMISSIONER OF CUSTOMS,

Washington, D.C., October 7, 1976.

The following are synopses of drawback rates and amendments issued February 18, 1976, to May 21, 1976, inclusive, pursuant to sections 22.1 and 22.5, inclusive, Customs Regulations; and approval under section 22.6, Customs Regulations.

(DRA-1-09)

LEONARD LEHMAN,

Assistant Commissioner,

Regulations and Rulings.

(A) *Amyl Cinnamic Aldehyde*.—Manufactured under section 1313(a) by Flor-Quim, Inc., Newark, NJ, at its Patillas, PR, factory, with the use of imported heptaldehyde.

Rate effective on articles manufactured on and after September 1, 1973, and exported on and after April 26, 1974.

Rate issued by Regional Commissioner of Customs, New York, NY, May 13, 1976.

Orleans, LA, March 25, 1976.

(B) *Citronellas, Citronellol, Geraniol, and Terpinol.*—Manufactured under section 1313(a) by Flor-Quim, Inc., Newark, NJ, at its Patillas, PR, factory, with the use of imported Citronella Oil.

Rate effective on articles manufactured on and after September 1, 1973, and exported on and after April 26, 1974.

Rate issued by Regional Commissioner of Customs, New York, NY, May 13, 1976.

(C) *Containers, Industrial self-sustaining plastic.*—Manufactured under section 1313(a) by Advanced Chemical Technology, City of Industry, CA, at its City of Industry, CA, and Camden, NJ, factories, with the use of imported polyethylene.

Rate effective on articles manufactured on and after March 1, 1975, and exported on and after July 9, 1975.

Rate issued by Regional Commissioner of Customs, Los Angeles, CA, April 29, 1976.

(D) *Control valves, electronically operated.*—Manufactured under section 1313(a) by H. P. Sherman Co., Inc., Brooklyn, NY, at its Long Island City, NY, factory, with the use of imported iron or steel non-automatic valves.

Rate effective on articles manufactured on and after March 1, 1974, and exported on and after June 5, 1974.

Rate issued by Regional Commissioner of Customs, New York, NY, May 7, 1976.

(E) *Eggs, frozen and dried whole, yolks and whites.*—T.D. 68-297-G, covering frozen and dried whole eggs, yolks, and whites manufactured under section 1313(b) by Ballas Egg Products Corp., Zanesville, OH, with the use of whole hen eggs, and frozen and dried whole eggs, whites and yolks, amended to cover such articles manufactured by the company at a new factory at Ripon, CA.

Amendment effective on articles manufactured on and after July 22, 1975, and exported on and after August 12, 1975.

Amendment issued by Regional Commissioner of Customs, New York, NY, April 8, 1976.

(F) *Electric blankets, heating pads and personal care appliances, such as hair dryers, hairsetters and subassemblies for same; and personal care appliances such as mirrors and subassemblies for same.*—Manufactured under section 1313(a) by Neco Electrical Products Corps., Laurel, MS, at its Waynesboro, Hattiesburg, De Kalb, Bay Springs, Mt. Olive and Picayune, MS; and Citronelle, AL, factories,

with the use of imported electrical component parts; and, imported electrical component parts and unfinished mirrors, respectively.

Rate effective on articles manufactured on and after June 1, 1973, and exported on and after July 3, 1973.

Rate issued by Regional Commissioner of Customs, Chicago, IL, May 4, 1976.

(G) *Electrodes, graphite, finished*.—T.D. 68-87-G, as amended covering finished graphite electrodes manufactured under section 1313(b) by Great Lakes Carbon Corp., New York, NY, at its Morganton, NC, factory, with the use of, among other things, unfinished graphite electrodes; further amended to cover the above articles manufactured under section 1313(b) at a new factory at Niagara Falls, NY.

Amendment effective on articles manufactured on and after February 12, 1976, and exported on and after February 20, 1976.

Amendment issued by Regional Commissioner of Customs, New York, NY, March 29, 1976.

(H) *Fabric, Acetate/Rayon Woven*.—Manufactured under section 1313(a) by Bloomsburg Mills, Inc., New York, NY, at its Lock Haven, PA, factory, with the use of imported rayon yarn.

Rate effective on articles manufactured on and after September 1, 1975, and exported on and after January 20, 1976.

Rate issued by Regional Commissioner of Customs, New York, NY, May 20, 1976.

(I) *Insulators, green glass*.—Manufactured under section 1313(a) by Sediver, Inc., Carlstadt, NJ, with the use of imported green glass shells.

Rate effective on articles manufactured on and after July 1, 1975, and exported on and after October 21, 1975.

Rate issued by Regional Commissioner of Customs, New York, NY, March 29, 1976.

(J) *Lead, arsenate of*.—T.D. 50845-C, covering arsenate of lead manufactured under section 1313(b) by Woolfolk Chemical Works Ltd. (Partnership), Fort Valley, GA, with the use of litharge manufactured with the use of lead, amended to cover a change in the company's name to Woolfolk Chemical Works, Inc.; (Corporation).

Amendment effective on articles exported on and after October 10, 1972.

Amendment issued by Regional Commissioner of Customs, New Orleans, LA, March 25, 1976.

(K) *Leather, pigment colored and surface textured.*—T.D. 73-51-F, covering pigment colored and surface textured leather manufactured under section 1313(a) by Liberty Dressing Corp., Gloversville, NY, with the use of imported hides, amended to cover (1) these articles manufactured by the company at its additional factory at Gloversville, NY, and; (2) a change in the company's name to Liberty Leather Corp.

Amendment effective on articles covered by (1), above, which are manufactured on and after September 26, 1973, and exported on and after October 1, 1973, and on articles covered by (2), above, which are exported on and after January 3, 1975.

Amendment issued by Regional Commissioner of Customs, New York, NY, April 12, 1976.

(L) *Leather, pigment colored and surface textured.*—Manufactured under section 1313(a) by National Leather Corp., Gloversville, NY, with the use of imported hides.

Rate effective on articles manufactured on and after February 2, 1976, and exported on and after February 17, 1976.

Rate issued by Regional Commission of Customs, New York, NY, April, 8, 1976.

(M) *Machines, mine and quarry-drilling.*—T.D. 71-97-L, covering mine quarry-drilling, grading, and road-making machines manufactured under section 1313(a) by Joy Manufacturing Co., Pittsburgh, PA, at its Claremont, NH, factory, with the use of imported diesel engines, amended to cover mine and quarry-drilling machines manufactured under section 1313(a) by the above company at its above factory with the use of imported dust collectors.

Amendment effective on articles manufactured on and after March 25, 1976, and exported on and after March 26, 1976.

Amendment issued by Regional Commissioner of Customs, New York, NY, May 14, 1976.

(N) *Panels, refinished plywood door stock.*—Manufactured under section 1313(a) by Lam-I-Dor Industries, Inc., Elkhart, IN, with the use of imported raw hardwood plywood panels.

Rate effective on articles manufactured on or after June 1, 1969, and exported on or after November 20, 1975.

Rate issued by Regional Commissioner of Customs, San Francisco, CA, February 18, 1976.

(O) *Pigment*.—Manufactured under section 1313(a) by Indol Chemical Co., Inc., Carteret, NJ, with the use of imported Naphthol AS-ITR.

Rate effective on articles manufactured on and after April 15, 1976, and exported on and after May 13, 1976.

Rate issued by Regional Commissioner of Customs, New York, NY, May 18, 1976.

(P) *Polyvinyl chloride compounds*.—T.D. 75-233-T, covering polyvinyl chloride compounds manufactured under section 1313(b) by B.F. Goodrich Co., Akron, OH, at its Avon Lake, OH, and Louisville, KY, factories, with the use of polyvinyl chloride resin, *amended* to cover such products manufactured by the above company at a new factory at Henry, IL.

Amendment effective on articles manufactured and exported on and after September, 1, 1973.

Amendment issued by Regional Commissioner of Customs, Baltimore, MD, May 21, 1976.

(Q) *Power transmission equipment*.—Manufactured under section 1313(a) by Philadelphia Gear Corp., King of Prussia, PA, at its King of Prussia and Palmyra, PA; and Lynchburg, VA, factories, with the use of imported castings and forgings.

Rate effective on articles manufactured on and after July 1, 1975, and exported on and after February 26, 1976.

Rate issued by Regional Commissioner of Customs, Baltimore, MD, May 7, 1976.

(R) *Prefinished plywood doorskins; prefinished plywood panels; vinyl or paper overlay panels*.—T.D. 54728-G, as amended, covering the foregoing articles manufactured under section 1313(a) by Evans Products Co., Corona, CA, at its Corona, CA; Fort Wayne, IN; Aberdeen, WA; Chesapeake, VA; and Memphis, TN, factories, with the use of imported doorskins and plywood panels, *amended* to cover successorship by Weyerhaeuser Co.

Amendment effective on articles exported on and after November 21, 1975, the date of succession.

Amendment issued by Regional Commissioner of Customs, Los Angeles, CA, April 13, 1976.

(S) *Projectors, overhead*.—T.D. 75-71-F, covering office copy machines manufactured under section 1313(a) by Minnesota, Mining, and Manufacturing Co., St. Paul, MN, at its New Ulm, MN, and Cynthiana, KY, factories, with the use of imported component parts, *amended* to cover overhead projectors manufactured under section

1313(a) at the company's Cynthiana, KY, factory, with the use of imported component parts.

Amendment effective on articles manufactured on and after August 1, 1975, and exported on and after October 1, 1975.

Amendment issued by Regional Commissioner of Customs, Chicago, IL, March 26, 1976.

(T) *Sailcloth, finished*.—Manufactured under section 1313(a) by Kenyon Piece Dyeworks Inc., Kenyon, RI, with the use of imported filament polyester greige goods.

Rate effective on articles manufactured on and after April 15, 1976, and exported on and after May 1, 1976.

Rate issued by Regional Commissioner of Customs, Boston, MA, April 7, 1976.

(U) *Sevron Blue ER (a dye)*.—T.D. 76-24-M, covering the foregoing article manufactured under section 1313(b) by E.I. du Pont de Nemours and Co., Wilmington, DE, at its Deepwater, NJ, factory, with the use of 2,6-dichlorobenzal chloride, amended to cover the foregoing article manufactured under section 1313(a) with the use of imported chloranil.

Amendment effective on articles manufactured on and after February 14, 1975, and exported on and after March 14, 1975.

Amendment issued by Regional Commissioner of Customs, Baltimore, MD, April 2, 1976.

(V) *Skis*.—Manufactured under section 1313(a) by Hart Ski Manufacturing Co., Div. of Beatrice Foods Co., St. Paul, MN, with the use of imported fiberglass strips, a/k/a Vetrotan Laminates, Vetrotan 146 U and Cevolit in strips; plastic sheeting a/k/a P-Tex 2000 and P-Tex 1600; top plastic a/k/a plastic sheets; Phenopan sidewall material; Vetro core; and steel parts for edges.

Rate effective on articles manufactured on and after July 28, 1972, and exported on and after August 25, 1972.

Rate issued by Regional Commissioner of Customs, Chicago, IL, May 4, 1976.

(W) *Sodium-5(2',4'-difluorophenyl) salicylate*.—Manufactured under section 1313(a) by Merck and Co., Rahway, NJ, with the use of imported 2,4-difluoroaniline.

Rate effective on articles manufactured on and after June 1, 1976, and exported on and after October 1, 1976.

Rate issued by Regional Commissioner of Customs, New York, NY, May 18, 1976.

(X) *Tape, magnetic.*—T.D. 74-221-V, covering magnetic tape manufactured under section 1313(a) by General Magnetic Tape Co., Inc., Upper Saddle River, NJ, with the use of imported terphane polyester film, amended to cover the foregoing articles manufactured by the above company under section 1313(a) with the use of imported coated bulk polyester film.

Amendment effective on articles manufactured on and after May 1, 1975, and exported on and after June 4, 1975.

Amendment issued by Regional Commissioner of Customs, New York, NY, April 5, 1976.

(Y) *Therix R.*—Manufactured under section 1313(a) by Fluid Energy Processing and Equipment Co., Hatfield, PA, with the use of drawback castor wax (EW-25).

Rate effective on articles manufactured on and after January 1, 1973, and exported on and after October 21, 1975.

Rate issued by Regional Commissioner of Customs, New York, NY, May 13, 1976.

(Z) *Watch heads; complete watches.*—Manufactured under section 1313(a) by Optel Corp., Princeton, NJ, at its S. Brunswick Township and Princeton, NJ, factories, with the use of imported watch cases and dials; and imported watch cases, dials, bands or bracelets, respectively.

Rate effective on articles manufactured on and after January 1, 1974, and exported on and after May 21, 1975.

Rate issued by Regional Commissioner of Customs, New York, NY, March 24, 1976.

Approval under section 22.6, Customs Regulations

(1) *Piece goods, dyed and unfinished.*—Manufactured under section 1313(a) by Wambel, Inc., New York, NY, at its Union, SC, factory, with the use of imported or drawback greige woven piece goods.

Approval effective on articles manufactured on and after September 12, 1975, and exported on and after December 12, 1975.

Manufacturer's statement approved by Regional Commissioner of Customs, New York, NY, March 30, 1976.

Vernon D. Acree
Commissioner of Customs

Decisions of the United States Customs Court

United States Customs Court

One Federal Plaza

New York, N.Y. 10007

Chief Judge

Nils A. Boe

Judges

Paul P. Rao

Morgan Ford

Seovel Richardson

Frederick Landis

James L. Watson

Herbert N. Maletz

Bernard Newman

Edward D. Re

Senior Judges

Mary D. Alger

Samuel M. Rosenstein

Clerk

Joseph E. Lombardi

Abstract

Abstracted Protest Decisions

DEPARTMENT OF THE TREASURY, September 27, 1976.

The following abstract of decisions of the United States Customs Court at New York are published for the information and guidance of officers of the customs and others concerned. Although the decisions are not of sufficient general interest to print in full, the summary herein given will be of assistance to customs officials in easily locating cases and tracing important facts.

VERNON D. ACREE,
Commissioner of Customs.

DECISION NUMBER	JUDGE & DATE OF DECISION	PLAINTIFF	COURT NO.	ASSESSED Par. or Item No. and Rate	HELD Par. or Item No. and Rate	BASIS	PORT OF ENTRY AND MERCHANDISE
P76/211	Newman, J. September 22, 1976	Sandvik Steel, Inc.	70/13178, etc.	Item 657.20 17% or 19% (Items marked "A" and "B")	Item 660.84 7% or 6.5% (Items marked "A") Item 660.88 8% or 7.5% (Items marked "B")	Sandvik Steel, Inc. v. U.S. (C.D. 4000) (Items marked "A" and "B")	New York Shoe die knife steel, etc. (Items marked "A" and "B")

Decisions of the United States

Decisions of the United States

Customs Court

Abstract

Abstracted Reappraisal Decisions

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R70108	Richardson, J. September 22, 1976	Patrick & Graves	R687719, etc.	Cost of production	DM3383.00	U.S. v. F & D Trading Corp. (C.A.D. 1089)	Houston Volkswagen automobiles (type 113)

Petition for Writ of Certiorari to
Supreme Court

SEPTEMBER 14, 1976

APPEAL 75-26.—United States *v.* The Carborundum Company.—
ABRASIVE FURNACE FERROSILICON—ALLOY IRON OR STEEL
POWDERS—FERROSILICON—TSUS.—C.D. 4584 reversed June 17,
1976. C.A.D. 1172. Supreme Court No. 76-382, October Term
1976. Petition filed by appellee.

70-287-A	Acryl Chemical Aldehydes
70-287-B	Citronellal, Citronellol, Geraniol and Terpinol
70-287-C	Containers, industrial self-sealing plastic
70-287-D	Control valves, electronically operated
70-287-E	Eggs, frozen and dried whole yolks and whites
70-287-F	Electric blankets, heating pads and personal care appliances; such as hair dryers, hairsetters and submersibles for same; and, personal care appliances such as mirrors and submersibles for same
70-287-G	Electrodes, graphite, finished
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84-287-I	Insulators, green glass
70-287-J	Lead, arsenate of
70-287-K	Leather, pigment colored and surface textured
70-287-L	Machines, mine and quarry-drilling
70-287-M	Panel, finished plywood door stock
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70-287-O	Polymers, chemical compounds
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70-287-Q	Finished plywood doors; finished plywood panels
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70-287-U	Servon Blue MR (a dye)
70-287-V	Silica
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70-287-X	Tap, magnetic
70-287-Y	Telex II
70-287-Z	Watch bands; complete watches
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Writ of certiorari to U.S. Supreme Court, applied for:

Appeal:

75-26—Abrasive furnace ferrosilicon; alloy iron or steel powders; ferrosilicon; TSUS. Reversed June 17, 1976. Supreme Court No. 76-382



CUSTOMS

UNITED STATES
GOVERNMENT PRINTING OFFICE
PUBLIC DOCUMENTS DEPARTMENT
WASHINGTON, D.C. 20402

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375



OFFICIAL BUSINESS

Customs Service

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Flax goods, dyed and unfinished	76-287(1)

Foreign currencies:

Bank rates for Hong Kong dollar, New Zealand, Philippines peso, Singapore dollar, Thailand baht (Baht)	
September 15-17, 1975	76-288
September 20-24, 1975	76-289
Bank rates which varied from T.D. 76-281	
September 15-17, 1975	76-294
September 20-24, 1975	76-295

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